



Iowa General Assembly
Daily Bills, Amendments & Study Bills
May 26, 2011

House Amendment 1733

PAG LIN

1 1 Amend the amendment, S=3335, to Senate File 525,
1 2 as amended, passed, and reprinted by the Senate, as
1 3 follows:
1 4 #1. Page 1, after line 30 by inserting:
1 5 <d. Meeting the needs of consumers for disability
1 6 services in a responsive and cost=effective manner.>
1 7 #2. Page 1, by striking lines 36 through 41 and
1 8 inserting <and propose legislation concerning the
1 9 recommendations and proposals developed by the
1 10 workgroups and other bodies addressed by this Act,
1 11 particularly with regard to the identification of core
1 12 services.>
1 13 #3. Page 1, line 46, after <health> by inserting
1 14 <and a representative of the Iowa state association of
1 15 counties>
1 16 #4. Page 2, line 9, after <229,> by inserting
1 17 <recommend revisions to the chapter 230A amendments
1 18 contained in this Act as necessary to conform with the
1 19 system redesign proposed by the interim committee,>
1 20 #5. Page 2, by striking lines 15 through 18 and
1 21 inserting <Acts, Senate File 209. In addressing the
1 22 repeal provisions, the interim committee shall provide
1 23 options for replacing the county authority to levy for
1 24 adult disability services with levy authority that is
1 25 adequate and fair and for revising the repeal dates
1 26 and making other statutory revisions as necessary to
1 27 be consistent with the system redesign proposed by the
1 28 interim committee.>
1 29 #6. Page 2, line 32, after <providers,> by inserting
1 30 <county representatives,>
1 31 #7. Page 4, by striking lines 18 through 22 and
1 32 inserting:
1 33 <g. Developing a proposal for addressing service
1 34 provider and other workforce shortages. The
1 35 development of the proposal shall incorporate an
1 36 examination of scope of practice limitations and
1 37 barriers to recruiting providers and maintaining the
1 38 workforce, including but not limited to engagement
1 39 of minorities and other cross=cultural diversity
1 40 considerations for the workforce in general and for
1 41 accrediting professional level providers, evaluating
1 42 the impact of inadequate reimbursement, identifying the
1 43 appropriate state role in providing the resources to
1 44 ensure an appropriately trained workforce is available,
1 45 and an examination of the variation in health>
1 46 #8. Page 4, line 43, after <subcommittee> by
1 47 inserting <led by the department of human services, in
1 48 consultation with the department of public health,>
1 49 #9. Page 4, by striking lines 45 and 46 and
1 50 inserting <section, the membership shall include



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House Amendment 1733 continued

2 1 the department of human services staff involved with
2 2 child welfare, children's mental health, and Medicaid
2 3 services, and education system and juvenile court
2 4 representatives. The proposal shall be integrated
2 5 with the transition plan developed pursuant to this
2 6 Act for transitioning psychiatric medical institution
2 7 for children services into the Iowa plan contract for
2 8 administering behavioral health services under the
2 9 Medicaid program. The preliminary>
2 10 #10. Page 6, after line 37 by inserting:
2 11 <k. Incorporating into proposals any necessary
2 12 changes to the chapter 230A amendments contained in
2 13 this Act.
2 14 1. Providing cost estimates for the proposals.>
2 15 #11. Page 7, line 16, after <order;> by inserting
2 16 <for implementing jail diversion programs,
2 17 comprehensive training of law enforcement in dealing
2 18 with individuals who are experiencing a mental health
2 19 crisis, mental health courts, and other promising
2 20 reforms involving mental health and the criminal
2 21 justice system;>
2 22 #12. Page 8, after line 11 by inserting:
2 23 <Sec. _____. 2010 Iowa Acts, chapter 1193, section
2 24 99, is amended to read as follows:
2 25 SEC. 99. MH/MR/DD SERVICES FUND
2 26 TRANSFER. Notwithstanding section 331.424A, subsection
2 27 5, and section 331.432, subsection 3, for the
2 28 fiscal year beginning July 1, 2010, and ending June
2 29 30, 2011, a county may transfer moneys from other
2 30 funds of the county to the county's mental health,
2 31 mental retardation, and developmental disabilities
2 32 services fund created in section 331.424A. A county
2 33 transferring moneys from other funds of the county to
2 34 the county's services fund pursuant to this section
2 35 shall submit a report detailing the transfers made and
2 36 funds affected. The county shall submit the report
2 37 along with the county expenditure and information
2 38 report submitted by December 1, ~~2010~~ 2011, in
2 39 accordance with section 331.439.>
2 40 #13. Page 9, line 42, after <guidelines.> by
2 41 inserting <The transition plan shall be integrated with
2 42 the proposal for redesign of publicly funded disability
2 43 services developed by the workgroup implemented by the
2 44 department pursuant to division I of this Act.>
2 45 #14. Page 11, by striking lines 4 through 6 and
2 46 inserting <A preliminary plan shall be provided to
2 47 the legislative interim committee authorized pursuant
2 48 to division I of this Act for consideration by the
2 49 committee in October 2011. The completed plan shall be
2 50 provided to the interim committee by December 9, 2011,



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House Amendment 1733 continued

3 1 and any revisions to address concerns identified by the
3 2 interim committee shall be incorporated into a final
3 3 plan developed by December 31, 2011, which shall be
3 4 submitted to the general assembly by January 16, 2012.
3 5 The submitted plan shall include>
3 6 #15. Page 11, after line 41 by inserting:
3 7 <Sec. _____. IMPLEMENTATION OF DIVISION ====
3 8 LEGISLATIVE INTENT. It is the intent of the general
3 9 assembly that the statutory amendments contained in
3 10 this division shall receive further consideration
3 11 in the disability services system redesign process
3 12 implemented pursuant to division I of this Act and
3 13 by the general assembly during the 2012 legislative
3 14 session. The purpose of the further consideration is
3 15 to ensure that the statutory amendments are integrated
3 16 with the system redesign provisions, including but not
3 17 limited to the provisions involving meeting the needs
3 18 of consumers, connecting the regional administration
3 19 of the overall system with the catchment areas for
3 20 community mental health services, involvement of
3 21 counties, terminology utilized, matching core services
3 22 for centers with the core services for the overall
3 23 system redesign, and matching accreditation standards,
3 24 financing provisions, and accountability measures.>
3 25 #16. Page 12, by striking lines 29 and 30 and
3 26 inserting <mental health center under this chapter for
3 27 addressing the mental health needs of>
3 28 #17. Page 17, line 2, by striking <federal and
3 29 state> and inserting <federal, state, and county>
S3335.3281.S (1) 84
jh



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Senate Amendment 3349

PAG LIN

1 1 Amend the amendment, S=3335, to Senate File 525,
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Senate Amendment 3349 continued

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Senate Amendment 3349 continued

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JACK HATCH
S3335.3278 (2) 84
jp/sc



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Senate Amendment 3350

PAG LIN

1 1 Amend the amendment, S=3299, to House File 590,
1 2 as amended, passed, and reprinted by the House, as
1 3 follows:
1 4 #1. Page 2, line 5, by striking <Four> and inserting
1 5 <Six>
1 6 #2. Page 2, line 32, after <Seven> by inserting
1 7 <voting>
1 8 #3. Page 2, by striking lines 33 through 37 and
1 9 inserting <a quorum.>
1 10 #4. Page 2, line 39, by striking <appointed members>
1 11 and inserting <quorum described in paragraph "a">
1 12 #5. Page 3, before line 32 by inserting:
1 13 <____. Page 12, before line 7 by inserting:
1 14 <(5) A contract executed pursuant to this paragraph
1 15 "d" shall be drafted, negotiated, and executed with the
1 16 assistance and advice of the attorney general. >>
1 17 #6. Page 3, line 43, after <corporation's> by
1 18 inserting <current fiscal year and its>
1 19 #7. Page 9, line 38, by striking <September 30> and
1 20 inserting <December 1>
1 21 #8. By renumbering as necessary.

STEVEN SODDERS
S3299.3275 (2) 84
tw/sc



Iowa General Assembly
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Senate File 535 - Introduced

SENATE FILE
BY COMMITTEE ON
APPROPRIATIONS

(SUCCESSOR TO SF 500)
(SUCCESSOR TO SSB
1126)

A BILL FOR

1 An Act relating to the water resources coordinating council,
2 including by transferring associated powers and duties from
3 the office of the governor to the department of agriculture
4 and land stewardship.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TLSB 2483SZ (1) 84
da/nh



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Senate File 535 - Introduced continued

PAG LIN

1 1 Section 1. Section 466B.3, subsection 1, Code 2011, is
1 2 amended to read as follows:
1 3 1. Council established. A water resources coordinating
1 4 council is established within the ~~office of the governor~~
1 5 ~~department of agriculture and land stewardship.~~
1 6 Sec. 2. Section 466B.3, subsection 4, paragraph c, Code
1 7 2011, is amended by striking the paragraph.
1 8 Sec. 3. Section 466B.3, subsection 4, paragraph 1,
1 9 unnumbered paragraph 1, Code 2011, is amended to read as
1 10 follows:
1 11 The ~~governor~~ secretary, who shall be the chairperson, or
1 12 the ~~governor's~~ secretary's designee. As the chairperson,
1 13 and in order to further the coordination efforts of the
1 14 council, the ~~governor~~ secretary may invite representatives
1 15 from any other public agency, private organization, business,
1 16 citizen group, or nonprofit entity to give public input at
1 17 council meetings, provided the entity has an interest in the
1 18 coordinated management of land resources, soil conservation,
1 19 flood mitigation, or water quality. The ~~governor~~ secretary
1 20 shall also invite and solicit advice from the following:
1 21 Sec. 4. Section 466B.3, subsection 5, paragraph a, Code
1 22 2011, is amended to read as follows:
1 23 a. The council shall be convened by the ~~office of the~~
1 24 ~~governor~~ secretary of agriculture at least quarterly.
1 25 Sec. 5. Section 466B.3, subsection 6, paragraph c, Code
1 26 2011, is amended to read as follows:
1 27 c. The council shall develop recommendations for policies
1 28 and funding promoting a watershed management approach to
1 29 reduce the adverse impact of future flooding on this state's
1 30 residents, businesses, communities, and soil and water quality.
1 31 ~~Policy and funding recommendations shall be submitted to the~~
1 32 ~~governor and the general assembly not later than November~~
1 33 ~~15, 2009.~~ The council shall consider policies and funding
1 34 options for various strategies to reduce the impact of
1 35 flooding including but not limited to additional floodplain



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Senate File 535 - Introduced continued

2 1 regulation; wetland protection, restoration, and construction;
2 2 the promulgation and implementation of statewide storm water
2 3 management standards; conservation easements and other land
2 4 management; perennial ground cover and other agricultural
2 5 conservation practices; pervious pavement, bioswales, and
2 6 other urban conservation practices; and permanent or temporary
2 7 water retention structures. In developing recommendations,
2 8 the council shall consult with hydrological and land use
2 9 experts, representatives of cities, counties, drainage and
2 10 levee districts, agricultural interests, and soil and water
2 11 conservation districts, and other urban and regional planning
2 12 experts.
2 13 Sec. 6. Section 466B.5, Code 2011, is amended to read as
2 14 follows:
2 15 466B.5 Regional watershed assessment, planning, and
2 16 prioritization.
2 17 1. Regional watershed assessment program. The department of
2 18 natural resources shall create a regional watershed assessment
2 19 program. The program shall assess all the regional watersheds
2 20 in the state.
2 21 a. The statewide assessment shall be conducted at the rate
2 22 of approximately one=fifth of the watersheds per year, and an
2 23 initial full assessment shall be completed within five years.
2 24 Thereafter, the department of natural resources shall review
2 25 and update the assessments on a regular basis.
2 26 b. Each regional watershed assessment shall provide a
2 27 summary of the overall condition of the watershed. The
2 28 information provided in the summary may include land use
2 29 patterns, soil types, slopes, management practices, stream
2 30 conditions, and both point and nonpoint source impairments.
2 31 c. In conducting a regional watershed assessment, the
2 32 department of natural resources may provide opportunities for
2 33 local data collection and input into the assessment process.
2 34 2. Planning and prioritization. In conducting the regional
2 35 watershed assessment program, the department of natural



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3 1 resources shall provide hydrological and geological information
3 2 sufficient for the water resources coordinating council to
3 3 prioritize watersheds statewide and for the various communities
3 4 in those watersheds to plan remedial efforts in their local
3 5 communities and subwatersheds.

3 6 3. Report to council. Upon completion of the statewide
3 7 assessment, and upon updating the assessments, the department
3 8 of natural resources shall report the results of the assessment
3 9 to the council and the general assembly, and shall make the
3 10 report publicly available.

3 11 Sec. 7. Section 466B.6, subsection 1, Code 2011, is amended
3 12 to read as follows:

3 13 1. Facilitation of community-based subwatershed plans. After
3 14 the ~~department's~~ department of natural resources' completion
3 15 of the initial regional watershed assessment, and after the
3 16 council's prioritization of the regional watersheds, the
3 17 council shall designate one or more of the agencies represented
3 18 on the council to facilitate the development and implementation
3 19 of local, community-based subwatershed improvement plans.

3 20 Sec. 8. Section 466B.7, Code 2011, is amended to read as
3 21 follows:

3 22 466B.7 Community-based subwatershed monitoring.

3 23 1. Monitoring assistance. After completion of the
3 24 statewide regional watershed assessment and prioritization,
3 25 and throughout the implementation of local community-based
3 26 subwatershed improvement plans, the department of natural
3 27 resources shall assist communities with the monitoring and
3 28 measurement of local subwatersheds. The monitoring and
3 29 measurement shall be designed for the particular needs of
3 30 individual communities.

3 31 2. Data collection and use. Local communities in which
3 32 the department of natural resources conducts subwatershed
3 33 monitoring shall use the information to support subwatershed
3 34 planning activities, do local data collection, and identify
3 35 priority areas needing additional resources. Local communities



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Senate File 535 - Introduced continued

4 1 shall also collect data over time and use the data to evaluate
4 2 the impacts of their management efforts.
4 3 Sec. 9. Section 466B.8, Code 2011, is amended to read as
4 4 follows:
4 5 466B.8 Wastewater and storm water infrastructure assessment.
4 6 The department of natural resources shall assess and
4 7 prioritize communities within a watershed presenting the
4 8 greatest level of risk to water quality and the health of
4 9 residents. This prioritization shall include both sewered and
4 10 unsewered communities.

4 11 Sec. 10. Section 466B.9, Code 2011, is amended to read as
4 12 follows:

4 13 466B.9 Rulemaking authority.
4 14 The department of natural resources and the department
4 15 of agriculture and land stewardship shall have the power and
4 16 authority reasonably necessary to carry out the duties imposed
4 17 by this chapter. As to the department of natural resources,
4 18 this includes rulemaking authority to carry out the regional
4 19 watershed assessment program described in section 466B.5. As
4 20 to the department of agriculture and land stewardship, this
4 21 includes rulemaking authority to assist in the implementation
4 22 of community-based subwatershed improvement plans.

4 23 EXPLANATION

4 24 This bill amends Code chapter 466B which currently
4 25 provides for the protection of surface water in this state by
4 26 establishing a water resources coordinating council within
4 27 the office of the governor. The council includes members
4 28 representing a number of heads of state agencies as well as
4 29 the deans of colleges of board of regents institutions. The
4 30 council is responsible for coordinating governmental efforts to
4 31 improve water quality in an efficient and fiscally responsible
4 32 manner. The bill transfers the council from the office of
4 33 the governor to the secretary of agriculture, and provides
4 34 that the secretary of agriculture and not the governor serves
4 35 as the council's chairperson. A number of provisions in the



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Senate File 535 - Introduced continued

5 1 Code chapter refer to the department of natural resources as
5 2 simply "department". The bill includes the full name of the
5 3 department, but does not change its powers or duties.
LSB 2483SZ (1) 84
da/nh